

# IN THE UNITED STATES PATENTS AND TRADEMARK OFFICE

In re application of	)	FLUORESCENT SILICA-BASED
	)	NANOPARTICLES
Wiesner et. al.	)	
	)	
Application Serial No. 10/536,569	)	Examiner:
	)	
Filed: May 26, 2005	)	Group Art Unit:

## SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Submitted herewith pursuant to 37 C.F.R. §1.56, 1.97 and 1.98, is an Information Disclosure Statement By Applicant together with copies of the prior art references listed on the attached Form PTO/SB/08B (substitute for form 1449B/PTO). These references were inadvertently overlooked during submission of the previous Information Disclosure Statements and are submitted herewith prior to a first office action. While these references may be “prior art” pursuant to 37 CFR § 1.56, it is not intended to constitute an admission that any patent is “material” to this invention unless specifically designated as such.

Some clarification concerning previously cited and these references is necessary. The instant application claims priority to PCT App. Serial No. US2003/037963, filed on November 26, 2003 (the “‘963 application”), which is a continuation in-part of and claims priority to U.S. Pat. App. Serial No. 10/306,614, filed on November 26, 2002 (the “‘614 application”). First, the relevant date for non-patent literature entry “H” on the Information Disclosure Statement filed on February 22, 2006 is Spring 2002. Entry “H” is entitled Srivastava, Mamta, “Single Particle Tracking of Fluorescent Silica Nanoparticles Bound to IgE Receptors on RBL Mast Cells”. Further, Applicants

do not believe the following entries listed under "Other Documents - Non-Patent Literature," are prior art to either of the '614 or '963 applications:

1) ~~Ow, Hooisweng, et al., "Project Abstract," Poster Session: NYSTAR CAT: Biotechnology~~  
(April 23, 2000); and Not considered SL


2) Ow, Hooisweng, et al., "Silica-Based Fluorescent CU-Dots for Single Particle Tracking Experiments" Poster Session: Nanobiotechnology Center (NBTC) (June 25, 2002).

Dr. Ow has advised that both presentations were not open to the public, but offered internally to individuals associated with the assignee (*i.e.*, professors or graduate students).

This is a conditional authorization to charge any fees to deposit account 23-2126. An extra copy is enclosed.

Respectfully Submitted,

Date: June 20, 2006

By:   
Jonathan A. Harris  
Reg. No. 44,744

Wildman, Harrold, Allen & Dixon LLP  
225 West Wacker Drive  
Chicago, Illinois 60606  
Phone: (312) 201-2000